

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re United States Patent Application of:)	Docket No.:	4240-140
)		
Applicants:)	Conf. No.:	2148
SONG, Young Shin, et al.)		
)		
Application No.:)	Art Unit:	1636
10/564,880)		
Date Filed:)	Examiner:	Kimberly A. Markar
January 17, 2006)		
)		
Title:)	Customer No.:	
PLASMID HAVING A)		
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CERTIFICATE OF EFS FILING

I hereby certify that this document is being filed via EFS in the United States Patent and Trademark Office on January 30, 2008.
/steven j. hultquist/

**REQUEST FOR WITHDRAWAL OF JANUARY 9, 2008 RESTRICTION
REQUIREMENT IN U.S. PATENT APPLICATION NO. 10/564,880, AS NOT
PROPERLY DIRECTED TO PENDING CLAIMS PRESENTED IN PRELIMINARY
AMENDMENT FILED JANUARY 17, 2006 IN THE APPLICATION**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This responds to the January 9, 2008 Office Action in the above-identified application. It is requested that such Office Action be withdrawn, and a corrected Office Action issued, since the

January 9, 2008 Office Action is not properly directed to the claims 1-25 introduced by Preliminary Amendment at the time of filing of the present application on January 17, 2006.

It is noted in this respect that the present application was published on September 7, 2006 as U.S. Patent Application Publication No. 20060199185, with 25 claims as introduced by the January 17, 2006 Preliminary Amendment.

The Office Action issued January 9, 2008 is directed to the 18 claims of the international patent application PCT/KR2003/002927 that were superceded by the 25 claims of the Preliminary Amendment submitted at the time of national phase entry under 35 USC 371.

It therefore is affirmatively requested that the examiner take cognizance of this circumstance, and rescind the January 9, 2008 Office Action, in favor of a new Action properly addressing all pending claims 1-25 currently present in the application.

If any issues require further resolution, the examiner is requested to contact the undersigned attorney at (919) 419-9350 to discuss same.

Respectfully submitted,

/steven j. hultquist/

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